(i) the number of applications in each of the years 1112, 1113, 1114, 1115, 1116 and 1117 for registry of cardamom lands in Pallivasal pakuthy;

(ii) the number of those applications which were not admitted owing to defects in the applications;

(iii) the number of those applications admitted but not finally disposed of in each of the said 6 years;

(iv) the number of applications granted under agreement—

1. on a recovery of Rs. 1½ assessment per acre per year for the first four years after the grant, and

2. on recovery of Rs. 3 per acre per year from the date of original occupation; and

(*b*) to state the reasons, if any, for fixing the different rates of assessment according to sub-parts (iv) 1 and 2 above?

MR. G. NARAYANAN TAMPI (*Secretary to Government*): The time and labour involved in collecting accurate statistics in regard to this matter will be out of proportion to the possible utility, especially as the general policy of Government has already been laid down.

Cardamom cultivation.

65 ***MR. K. P. KOCHUKORA THARAKAN**: Will the Government be pleased to state:

(*a*) the number of applicants who have occupied lands for cardamom cultivation in Pallivasal pakuthi till 1-11-1117 without obtaining Government permission;

(*b*) the total extent of land occupied by them;

(*c*) the amount approximately spent on those lands for their cultivation;

(*d*) the number of applicants in whose favour registry has been sanctioned till 1-11-1117;

(*e*) the number of those applicants whose applications have not been granted; and

(*f*) the total extent of the land covered by the applications not yet granted?

MR. G. NARAYANAN TAMPI: The member is referred to answer to question No. 64.

MR. K. S. SABASTIAN (*Changanacherry cum Peermade*): What is the policy that has been laid down?

PRESIDENT: I expected that such a question would be asked. I shall give the policy of Government that has already been laid down, and I hope it will be given due publicity.

After a careful consideration of the petition and the arguments adduced in support of it, Government are definitely of the view that squatters who entered upon sircar land without permission and even without preferring any application, have absolutely no right, legal or equitable. Those persons who entered with permission have, subject to the provisions indicated above, a right in equity which will be governed by, and be subordinated to, the public interests referred to in Rule 5 of the Cardamom Rules. Those persons who, as in the case of the petitioners, contend that the Cardamom Rules of 1935 did not

LIBRARY ARCHIVES Kerala Legislative Assembly

Page 1

[President.]

prohibit occupation without waiting for permission and must, on that account, be regarded as being encouraged to occupy, fall within the scope of Rule 5.

Taking the present state of things into account as well as the circumstances of the locality, the necessity to discourage profiteering and monopolisation, the absence of any hesitation on the part of this States subjects at present in regard to the exploitation of the lands in question and, finally, and to a paramount degree, the expediency to lessen the number of larger holdings and to give encouragement to small holders to embark on what has now turned out to be a profitable business, Government cannot avoid the conclusion that public interests at this juncture preclude the possibility, under Rule 5, of any registration.

Those persons who are in possession of any lands in regard to which they got no permission to enter and cultivate the land before registry will be forthwith evicted.

Those who have actually entered upon land with permission and effected cultivation on areas permited to be so occupied, are undoubtedly entitled to certain equities which will be decided on the merits of each case, consistently with the principle of public interests already indicated.

Registry of cardamom lands.

66 *MR. A. K. KUMARAN VAIDYAN (*Kunnatnad cum *Parur)*: Will the Government be pleased:

(*a*) to lay on the table a statement showing:

(i) the number of applications in each of the years 1112, 1113, 1114, 1115, 1116 and 1117 for registry of cardamom lands in Pallivasal pakuthi;

(ii) the number of those applications which were not admitted owing to defects in the applications;

(iii) the number of those applications admitted but not finally disposed of in each of the said six years;

(iv) the number of applications granted under agreement—

(1) on recovery of Rs. 1½ assessment per acre per year for the first four years after the grant; and

(2) on recovery of Rs. 3 per acre per year from the date of original occupation; and

(*b*) to state the reasons, if any, for fixing the different rates of assessment according to (iv) (1) and (2) above?

MR. G. NARAYANAN TAMPI: The member is referred to answer to question No. 64.

Cardamom Cultivation.

67. *MR. A. K. KUMARAN VAIDYAN: Will the Government be pleased to state:

(*a*) the number of applicants who have occupied lands for cardamom cultivation in Pallivasal pakuthi till 1-11-1117 without obtaining Government permission;

(*b*) the total extent of land occupied by them;

LIBRARY ARCHIVES Kerala Legislative Assembly